

May 2010

Introduced by

1 A BILL for an Act to amend and reenact subsection 2 of section 57-51-15 of the North Dakota  
2 Century Code, relating to allocation to counties of a portion of the state's share of oil and gas  
3 gross production tax revenues from production within the Fort Berthold Reservation; and to  
4 provide an effective date.

5 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

6 **SECTION 1. AMENDMENT.** Subsection 2 of section 57-51-15 of the North Dakota  
7 Century Code is amended and reenacted as follows:

8 2. After deduction of the amount provided in subsection 1, annual revenue collected  
9 under this chapter from oil and gas produced in each county must be allocated as  
10 follows:

- 11 a. The first two million dollars must be allocated to the county.
- 12 b. The next one million dollars must be allocated seventy-five percent to the  
13 county and twenty-five percent to the state general fund.
- 14 c. The next one million dollars must be allocated fifty percent to the county and  
15 fifty percent to the state general fund.
- 16 d. The next fourteen million dollars must be allocated twenty-five percent to the  
17 county and seventy-five percent to the state general fund.
- 18 e. All annual revenue remaining after the allocation in subdivision d must be  
19 allocated ten percent to the county and ninety percent to the state general  
20 fund.

21 For taxes under this chapter imposed on oil and gas production within the Fort  
22 Berthold Reservation, the allocation to the county as determined under this  
23 subsection must be based on the entire amount of state and tribal taxes collected  
24 on that production, the allocation to the state general fund must be reduced

1                   accordingly, and the allocation to the Three Affiliated Tribes of the Fort Berthold  
2                   Reservation must be as determined under the agreement entered under chapter  
3                   57-51.2 without any reduction under this subsection.

4                   **SECTION 2. EFFECTIVE DATE.** This Act is effective for taxable events occurring after  
5 June 30, 2011.